

HB 4889: Case Examples

Menominee/Marinette Border

Case 1: MI law-Cont Substance-Delivery/Manufacturing Narcotic/Cocaine less than 50 grams (20 year felony-Class D grid) Scoring **Range 0-17, community sanctions**

WI law-Possession with Intent Heroin less than 3 grams, **Sentenced to 7 years 6 months prison, extended supervision 5 years**

Case 2: MI law-Cont Substance-Delivery/Manufacturing Narcotic/Cocaine less than 50 grams (20 year felony-Class D grid) Scoring **Range 0-9, community sanctions**

WI law-Possession with Intent Heroin over 3-10 grams, **Sentenced to 4 years prison, extended supervision 5 years**

Case 3: MI law-Cont Substance-Delivery/Manufacturing Narcotic/Cocaine less than 50 grams (20 year felony-Class D grid) Scoring **Range 0-17, community sanctions**

WI law-Manufacture/Delivery of Heroin over 3 grams, **Sentenced 4 years prison, extended supervision 4 years**

Case 4: MI law-Cont Substance-Delivery/Manufacturing Narcotic/Cocaine less than 50 grams (20 year felony-Class D grid) Scoring **Range 0-11, community sanctions**

WI law-Possession with Intent Heroin less than 3 grams, **Sentenced 5 years prison, extended supervision 5 years**

Case 5: MI law-Cont Substance-Delivery/Manufacturing Narcotic/Cocaine less than 50 grams (20 year felony-Class D grid) Scoring **Range 0-17, community sanction**

WI law-Possession with Intent Heroin less than 3 grams, **Sentenced 4 years prison, extended supervision 5 years**

Case 6: MI law-Cont Substance-Delivery/Manufacturing Narcotic/Cocaine less than 50 grams (20 year felony-Class D grid) Scoring **Range 5-23, straddle cell could be jail or prison**

WI law-Possession of Narcotic Dnlg, 2nd subsequent, **Sentenced 5 years prison, 2 years extended supervision**

In reviewing the legislation that has been proposed, I feel it would help law enforcement on the border counties better use their resources. One other element to look at would be letter (H) 5 points. Most Heroin cases in the State of Michigan are only scored 5 points based on the crimes not meeting any of the other criteria in the scoring of OV 15. The legislation might want to have (H) scored 10 points, so that Heroin dealers are given a higher sanction for their dangerous behavior to the community.